



08-04-08

CASE PC/4-32514A

1614
IPW

FILING BY "EXPRESS MAIL" UNDER 37 CFR 1.10

EV9718326641US

Express Mail Label Number

August 1, 2008
Date of Deposit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

HOLMES ET AL.

Examiner: Meghan Finn

APPLICATION NO: 10/516,633

FILED: JANUARY 19, 2005

FOR: THE USE OF SUBSTITUTED CYANOPYRROLIDINES AND
COMBINATION PREPARATIONS CONTAINING THEM FOR
TREATING HYPERLIPIDEMIA AND ASSOCIATED DISEASES**MS: Amendment**

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

SUPPLEMENTAL RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the office communication dated June 11, 2008, for which the time to respond is July 11, 2008 with a time extension of one, applicants atherosclerosis as the single disease condition. Applicants believe this election should comply with the requirement for making the second election.

An extension of time for one to respond to the Office Action is respectfully requested. A petition for extension of time and the appropriate fee is being filed concurrently with this response. The Commissioner is authorized to charge any fees or credit any overpayment related to the filing of this Amendment to Account No. 19-0134 in the name of Novartis.

Applicants have addressed all of the issues raised in the outstanding office communication. Applicants respectfully request notice of allowance in its earliest convenience.

Respectfully submitted,



Gregory D. Ferraro
Attorney for Applicants
Reg. No. 36,134

Novartis Pharmaceuticals Corp.
Patents Pharma
One Health Plaza, Building 104
East Hanover, NJ 07936-1080
(862) 778-7831

Date: 8/1/08